

PLEASE NOTE: YOU MUST COMPLETE THE FOLLOWING

Page 1 of 2 (Rev. 01/22/01) Attorney Docket No. 0756-0124P

BIRCH, STEWART, KOLASCH & BIRCH, LLP

P.O. Box 747 • Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated next to my name; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

	inventor (if plural in invention entitled:	ventors are na	med below) of the subject	matter which is claimed and for w	hich a patent is s	sought on the			
Insert Title:	FUNCTIONAL VITAMIN D DERIVATIVES AND METHOD OF DETERMINING 25-HYDROXY- AND 1α,25-DIHYDROX VITAMIN D					DIHYDROXY			
Fill in Appropriate	the specification of which is attached hereto. If not attached hereto,								
Information - For Use Without	the specification	was filed on 1	March 3, 2004			as			
Specification	and amended or	piication Num	ber 10/790,746			·i			
Attached:	the specification	was filed on		(if applicable) and/or					
	International Ap	plication Num	ber			and was			
	amended on	the specification was filed on							
·	I acknowledge t Regulations, §1.56.	he duty to dis	a to above. sclose information which i	ntents of the above-identified specifiss material to patentability as define	d in Title 37, Co	de of Federal			
	year prior to this app prior to this application date of this application representative or assi- patent or inventor's capplication by me or real I hereby claim for or inventor's certification	or described in lication, that the involution, that the involution in any cougns more than grifticate on thin my legal representation of the preign priority of the listed below a e listed below a	any printed publication in ne same was not in public tention has not been patent intry foreign to the Unite twelve months (six month is invention has been filed	ited States Code, §119(a)-(d) of any foods	ntion thereof or more to the America more to the sertificate issuation filed by me on, and that no a States of America	nore than one than one year led before the or my legal pplication for a prior to this			
mant Dela situ	Prior Foreign Appli	cation(s)			Priority C	Claimed			
nsert Priority nformation:	198 28 379.2	DE		June 25, 1998	57				
if appropriate)	(Number))	(Month/Day/Year Filed)	∑ Yes	LJ No			
	198 40 435.2	DF		September 4, 1988	፟				
	(Number)	(Country)	(Month/Day/Year Filed)	Yes	□ No			
	(Number)	(Country)	(Month/Day/Year Filed)	☐ Yes	□ No			
	I hereby claim the ben	efit under Title	35, United States Code, §11	9(e) of any United States provisional	applications(s) lis	sted below.			
nsert Provisional Application(s): if any)	(Application Number)			(Filing Date)					
	(Application Number)			(Filing Date)					
	All Foreign Application the Filing Date of This	ns, if any, for a Application:	any Patent or Inventor's Ce	rtificate Filed More than 12 Months (6 Months for Des	igns) Prior to			
	Country		Application Number	Date of Filing (Mont	h/Day/Year)				
nsert Requested nformation: f appropriate)									
	I hereby claim the benefit under Title 35, United States Code, §120 of any United States and/or PCT application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States and/or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.								
nsert Prior U.S.	09/720,338		December 22, 2000	Pending					
pplication(s): f any)	(Application Number)		(Filing Date)	(Status - patented, pe	ending, abandone	ed)			
	PCT/EP99/04418		June 25, 1999	Entered National sta	ge				
	(Application Number)		(Filing Date)	(Status - patented, pe		ed)			

I hereby appoint the practitioners at CUSTOMER NO. 02292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or CUSTOMER NO. 02292

P.O. Box 747 • Falls Church, Virginia 22040-0747

Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

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Insert Reside

Address

Full Name of

Full Name of

Full Name of

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR'S SIGNATURE		DATE*			
tax Pal Dubench	ک	May - 27th - 2004			
	CITIZENSHI	P			
	German				
ncluding City, State & Country)					
heim, GERMANY		•			
INVENTOR'S SIGNATURE		DATE*			
	CITIZENSHII	P			
	German				
ncluding City, State & Country)					
ERMANY					
INVENTOR'S SIGNATURE		DATE*			
	CITIZENSHII				
·	German				
MAILING ADDRESS (Complete Street Address including City, State & Country)					
ERMANY					
INVENTOR'S SIGNATURE		DATE*			
	CITIZENSHII)			
	German				
ncluding City, State & Country)		· · · · · · · · · · · · · · · · · · ·			
Reitmorstrasse 54, 80538 München, GERMANY					
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Page 2 of 2

*DATE OF SIGNATURE

Attorney Docket No. 0756-0124P

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PCT/EP99/04418

Page 1 of 2 (Rev. 01/22/01) (Application Number)

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

	mari veniv beneve in	atiam ine ono	declare that: my residence in al, first and sole inventor in the subject of the subject in the s	at lit anks and ins	ontoric named halo		E	
Insert Title:	FUNCTIONAL VITAMIN D DERIVATIVES AND METHOD OF DETERMINING 25-HYDROXY- AND 1α,25-DIHYDROXY VITAMIN D							
Fill in Appropriate Information -	the specification of which is attached hereto. If not attached hereto, the specification was filed on March 3, 2004 United States Application Number 10/790,746 and amended on (if applicable) and/or the specification was filed on							
For Use Without	United States Ap	plication Numb	per 10/790,746					
Specification	and amended on					(if applicable) and/or	
Attached:	aic spectication	was med on					as PCT	
	amended on	oncation Numb	er				and was	
	amended by any amer I acknowledge the Regulations, §1.56. I do not know an thereof, or patented o year prior to this application to this application to this application to the series entative or assignatent or inventor's capplication by me or in a line or inventor's certificate a filing date before that	different referred to the duty to discount of the discount of	ted and understand the count of above. It is above. It is above. It is a the same was ever known you printed publication ir e e same was not in publication has not been paten the property foreign to the United whelve months (six months invention has been filed invention has been filed intatives or assigns, except enefits under Title 35, Under have also identified belion on which priority is close.	is material to pat in or used in the Un any country bef use or on sale in ted or made the s ed States of Ame hs for designs) pr in any country for in a follows. uted States Code, low any foreign a	Juited States of America States of S	ed in Title 37, Control of the Title 37, Control of America more to or's certificate issue on, and that no all States of America	our invention nore than one than one year ed before the or my legal pplication for a prior to this	
Interest Brigarita	Prior Foreign Application(s)			Priority Claimed				
Insert Priority Information:	198 28 379.2	DF		June 25, 199	ne	№		
(if appropriate)	(Number)	(Country)		(Month/Day/		⊠ Yes	□ No	
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	198 40 435.2 (Number)	DE (Country)	· · · · · · · · · · · · · · · · · · ·	September 4,	1988	\boxtimes		
	(Number)	(Country)		(Month/Day/	'Year Filed)	Yes	No	
V?	(Number)	(Country)		(Month/Day/	Year Filed)	Yes	No	
	I hereby claim the bene	efit under Title	35, United States Code, §1	19(e) of any Unite	d States provisional	applications(s) lis	ted below.	
Insert Provisional								
Application(s): (if any)	(Application Number)			(Filing Da	te)			
	(Application Number)			(Filing Da	te)			
	All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More than 12 Months (6 Months for Designs) Prior to the Filing Date of This Application:							
	Country		Application Number		Date of Filing (Mon	th/Day/Year)		
Insert Requested Information: (if appropriate)								
	application in the man information which is n	matter of each ner provided by naterial to the p	35, United States Code, §1 of the claims of this ap the first paragraph of Ti- atentability as defined in plication and the national	plication is not o tle 35, United Stat Title 37, Code of 1	disclosed in the pri les Code, §112, I acl Federal Regulations	or United States cnowledge the du	and/or PCT	
Insert Prior U.S.	09/720,338		December 22, 2000	1	Pending			
Application(s):	(Application Number)		(Filing Date)		(Status - patented, p	ending, abandone	d)	

June 25, 1999

(Filing Date)

Entered National stage

(Status - patented, pending, abandoned)

I hereby appoint the practitioners at CUSTOMER NO. 02292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First or Sole Inventor: Insert Name of Inventor Insert Date This Document is Signed Insert Residence Insert Citizenship

·Full Name of Second

Insert Post Office Address

Full Name of Third Inventor, if any: see above

Full Name of Fourth Inventor, if any: see above

GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*			
Franz Paul ARMBRUSTER						
Residence (City, State & Country)	Residence (City, State & Country) CITIZENSHIP					
Bobenheim-Roxheim, GERMANY German						
MAILING ADDRESS (Complete Street Address i	including City, State & Country)					
Mittelstrasse 24, 67240 Bobenheim-Rox	heim, GERMANY					
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE	/	DATE*			
Wolfgang VOELTER	Wolfing To	altu	20.5.04			
Residence (City, State & Country)		CITIZENSHII	P			
Tűbingen, GERMANY		German				
MAILING ADDRESS (Complete Street Address i	ncluding City, State & Country)					
Panoramastrasse 71, 72070 Tübingen, G	ERMANY					
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*			
Jens TAMPE (formerly SCHWING)						
Residence (City, State & Country) CITIZENSHIP						
München, GERMANY German						
MAILING ADDRESS (Complete Street Address in	ncluding City, State & Country)					
Bingener Strasse 20, 80993 München, Gl	ERMANY					
GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*			
Christian BIRKMAYER			•			
Residence (City, State & Country) CITIZENSHIP						
München, GERMANY German						
MAILING ADDRESS (Complete Street Address including City, State & Country)						
Reitmorstrasse 54, 80538 München, GERMANY						

Page 2 of 2 *DATE OF SIGNATURE



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	civilian								
Insert Title:	FUNCTIONAL VITAMIN D DERIVATIVES AND METHOD OF DETERMINING 25-HYDROXY- AND 1α ,25-DIHYDROXY VITAMIN D								
Fill in Appropriate	the specification of which is attached hereto. If not attached hereto, the specification was filed on March 3, 2004								
Information -	the specification v	vas filed on M	arch 3, 2004			as			
For Use Without Specification	and amended on	olication Numb	er <u>10/790,746</u>		('()'				
Attached:	the specification was filed on			(if applicable) and/or as PCT					
	ппеттанопат Арр	ucation Number	er			; and was			
	amended on				(if	applicable)			
	I hereby state that amended by any amen	I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above							
	I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.								
·	I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows. I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:								
Income Delouise	Prior Foreign Applic	ation(s)			Priority	y Claimed			
Insert Priority Information:	198 28 379.2	DE		June 25, 1998	57				
(if appropriate)	(Number)	(Country)		(Month/Day/Year Filed)	_ ⊠ Yes	□ No			
	100 40 405 D	• • • • • • • • • • • • • • • • • • • •							
	198 40 435.2 (Number)	DE (Country)		September 4, 1988	_ 🗵				
	(rumber)	(Country)		(Month/Day/Year Filed)	Yes	No			
	(Number)	(Country)		(Month/Day/Year Filed)	- ☐ Yes	□ No			
	I hereby claim the benef	fit under Title 3	5, United States Code, §11	9(e) of any United States provis	sional applications(s)	listed below.			
Insert Provisional									
Application(s): (if any)	(Application Number)			(Filing Date)					
	(Application Number)			(Filing Date)					
	All Foreign Application the Filing Date of This A	s, if any, for an Application:	y Patent or Inventor's Ce	rtificate Filed More than 12 Mo	nths (6 Months for D	esigns) Prior to			
	Country		Application Number	Date of Filing	(Month/Day/Year)				
Insert Requested Information: (if appropriate)									
	application in the mann information which is ma	natter of each er provided by aterial to the pa	or the claims or this ap- the first paragraph of Tit itentability as defined in 1	20 of any United States and/or plication is not disclosed in the le 35, United States Code, §112 Stile 37, Codc of Federal Regula or PCT international filing date	ie prior United State , I acknowledge the c	es and/or PCT			
Insert Prior U.S.	09/720,338		December 22, 2000	Pending					
Application(s): (if any)	(Application Number)		(Filing Date)		ted, pending, abando	ned)			
•	PCT/EP99/04418		June 25, 1999	Entered Nation	nal stage				
Page 1 of 2 (Rev. 01/22/01)	(Application Number)		(Filing Date)		ed, pending, abando	ned)			



(Application Number)

Page 1 of 2 (Rev. 01/22/01)

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Attorney Docket No. 0756-0124P

(Status - patented, pending, abandoned)

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	inventor (if plural in invention entitled:	ventors are nam	ned below) of the subject	matter which	is claimed and for wh	hich a patent is	sought on the
Insert Title:	FUNCTIONAL VITA	AMIN D DERI	VATIVES AND METHO	D OF DETER	MINING 25-HYDROX	(Y- AND 1α,25-	DIHYDROXY
* Fill in Appropriate	the specification of w	hich is attached	hereto. If not attached her	eto,			
Information -	the specification	was filed on M	arch 3, 2004				as
For Use Without	United States Ap	plication Numb	er <u>10/790,746</u>				
Specification Attached:	and amended or	l				(if applicable	and/or
Attacheu.	International An	plication Numb	er				_as PC1
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	amended by any ame I acknowledge t Regulations, §1.56. I do not know ar thereof, or patented o	ndment referred he duty to disc ad do not believe or described in a	to above. lose information which i the same was ever know inv printed publication ir	s material to p n or used in the n any country b	atentability as defined United States of Amer	d in Title 37, Co	de of Federal
	thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows. I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:						
Insert Priority	Prior Foreign Application(s)					Priority (Claimed
Information:	198 28 379.2	DE		June 25, 1	998	\boxtimes	
(if appropriate)	(Number)	(Country)			y/Year Filed)	Yes	No No
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	(Number)	(Country)		(Month/Da	y/Year Filed)	⊠ Yes	□ No
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	(Number)	(Country)		(Month/Day	y/Year Filed)	∐ Yes	□ No
	I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.						
Insert Provisional Application(s): (if any)	(Application Number)			(Filing D	Pate)		-
	(Application Number)			(Filing Date)			
	All Foreign Application the Filing Date of This	ns, if any, for ar Application:	ny Patent or Inventor's Ce	rtificate Filed M	fore than 12 Months (6	Months for Des	igns) Prior to
	Country		Application Number		Date of Filing (Month	n/Day/Year)	
Insert Requested Information: (if appropriate)							
	application in the man information which is n	matter of each ner provided by naterial to the pa	5, United States Code, §1? of the claims of this ap the first paragraph of Tit tentability as defined in lication and the national o	plication is not le 35, United St Fitle 37, Code o	disclosed in the prior ates Code, §112, I ackn f Federal Regulations, §	r United States nowledge the du \$1.56 which beca	and/or PCT
Insert Prior U.S.	09/720,338		December 22, 2000		Pending		
Application(s):	(Application Number)		(Filing Date)		(Status - patented, per	nding, abandone	d)
(if any)	,				•	o .	,
· · · · · · · · · · · · · · · · · · ·	PCT/EP99/04418		June 25, 1999		Entered National stag	e	

(Filing Date)

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ull Name of First or Sole Inventor: spert Name of Inventor spert Date This Document is Signed	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*		
isert Date This Document is Signed	Franz Paul ARMBRUSTER					
sert Residence	Residence (City, State & Country)		CITIZENSHIP			
sert Citizenship →	Bobenheim-Roxheim, GERMANY		German			
sert Post Office Address →	MAILING ADDRESS (Complete Street Address i	ncluding City, State & Country)	<u> </u>			
	Mittelstrasse 24, 67240 Bobenheim-Rox	heim, GERMANY		•		
all Name of Second Inventor, if any:	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*		
see above	Wolfgang VOELTER					
	Residence (City, State & Country)		CITIZENSHII	p		
	Tűbingen, GERMANY		German			
	MAILING ADDRESS (Complete Street Address including City, State & Country)					
	Panoramastrasse 71, 72070 Tübingen, GERMANY					
ill Name of Third Inventor, if any:	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*		
see above	Jens TAMPE (formerly SCHWING)					
	Residence (City, State & Country)		CITIZENSHII	,		
	München, GERMANY	German				
	MAILING ADDRESS (Complete Street Address including City, State & Country)					
	Bingener Strasse 20, 80993 München, G	ERMANY				
II Name of Fourth Inventor, if any:	GIVEN NAME/FAMILY NAME	INVENTOR'S SIGNATURE		DATE*		
see above	Christian BIRKMAYER	() Mhoels	2	26-05-04		
	Residence (City, State & Country)		CITIZENSHII	· ·		
	München, GERMANY		German			
	MAILING ADDRESS (Complete Street Address i	ncluding City, State & Country)				
	Reitmorstrasse 54, 80538 München, GERMANY					
179 2 of 2						

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Creation date: 09-01-2004

Indexing Officer: KTHANASOUK - KETSADA THANASOUK

Team: OIPEScanning Dossier: 10635433

Legal Date: 08-24-2004

No.	Doccode	Number of pages
1	PEFR	3
2	DRW	16
3	SPEC	22
4	CLM	5
5	ABST	1

Remarks:

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